

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
LAREDO DIVISION**

UNITED STATES OF AMERICA,

*Plaintiff,*

v.

68.155 ACRES OF LAND, MORE OR  
LESS, SITUATE IN WEBB COUNTY,  
STATE OF TEXAS; AND SACRED  
HEART CHILDREN'S HOME, INC.

*Defendants.*

§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§

CASE NO. 5:20-CV-057

**ADVISORY RE: JOINT DISCOVERY/CASE MANAGEMENT PLAN UNDER F.R.C.P.  
26(f)**

The landowner has signed the Right of Entry and expressed a desire to forgo any court hearings. The United States of America has a Stipulation of Dismissal to the landowner for signature. The United States of America believes that the above documents will be returned and the Stipulation of Dismissal filed within a week. In light of the above development, The United States of America hereby seeks court permission to forego the Joint Management Plan.

Respectfully submitted,

**FOR PLAINTIFF:**

**RYAN K. PATRICK**

United States Attorney

Southern District of Texas

By: *s/ John A. Smith III*

**JOHN A. SMITH III**

Assistant United States Attorney

Attorney-in-Charge

Southern District of Texas No. 8638

Texas Bar No. 18627450

One Shoreline Plaza

800 North Shoreline Blvd., Suite 500

Corpus Christi, Texas 78401

Telephone: (361) 888-3111

Facsimile: (361) 888-3234

E-mail: [john.a.smith@usdoj.gov](mailto:john.a.smith@usdoj.gov)

Page  
Joint Dis

Attorney in Charge for Plaintiff

**CERTIFICATE OF SERVICE**

I hereby certify that on July 10, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system and sent a copy via email to the following:

Sacred Heart Children's Home, Inc.

*s/ John A. Smith III*  
**JOHN A. SMITH III**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
LAREDO DIVISION**

UNITED STATES OF AMERICA,

*Plaintiff,*

V.

68.155 ACRES OF LAND, MORE OR  
LESS, SITUATE IN WEBB COUNTY,  
STATE OF TEXAS; AND SACRED  
HEART CHILDREN'S HOME, INC.

*Defendants.*

$\S \S$

CASE NO. 5:20-CV-057

**ORDER RE: JOINT DISCOVERY/CASE MANAGEMENT PLAN UNDER F.R.C.P. 26(f)**

In light of the advisory from the United States of America, the parties need not file a Joint Management Plan and, in lieu, shall file the Stipulation of Dismissal upon execution by the parties.

**SIGNED**, this \_\_\_\_\_, 2020.

**JOHN A. KAZEN**  
United States Magistrate Judge